

Present: Complainant (**not present-exemption applied**) represented by Sh. Jitender Bhardwaj, Advocate.

An application seeking exemption from personal appearance of complainant has been filed through his Counsel. Heard. In view of the contents mentioned in the application, personal appearance of complainant is exempted for today only.

Summoning Order:

2. Arguments heard on point of summoning of accused.

3. In order to discharge the pre-existing liability, the accused issued the Cheque No.000002 dated 27.08.2025 amounting to Rs. 1,50,000/- Ex.C1 in favour of the complainant and the said Cheque on presentation for encashment, within the validity period, was dishonoured by the banker of accused on account of '**Payment stopped by Drawer**' vide Return Memo dated 28.08.2025 Ex.C2. So, statutory Legal Notice dated 25.09.2025 Ex.C3 through Postal Receipt dated 25.09.2025 Ex.C4, got issued by the complainant against the accused demanding the payment, but no payment was made by the accused within the stipulated period. Thus, presumption under Section 139 Negotiable Instruments Act, 1881 arises in favour of the complainant. The above noticed sequence of events has been duly deposed on oath by the complainant Neeraj Arora while

appearing in the Court as CW1 vide his Affidavit Ex.CW1/A.

4. Thus in view of aforesaid and perusing the records on case file, this Court is of considered view that there is sufficient material on the record to proceed against the accused for commission of offence punishable under Section 138 of Negotiable Instruments Act, 1881. *Accordingly, accused is hereby summoned to face trial before this Court for commission of offence punishable under Section 138 Negotiable Instruments Act, 1881, subject to compliance of Section 204(4) of Cr.P.C within seven days for 12.08.2026.*

5. Along with the summons to the accused, an intimation be also sent to the effect that accused can compound the offence on first or second date of hearing, by paying the Cheque amount, failing which, if he compounds the offence at later stage, accused will be liable to pay 10% of Cheque amount as cost.

6. Accordingly, let, notice to accused be issued for **12.08.2026**.

(Arshbir Kaur Sandhu)
JMIC, Sonipat.
UID No.HR00612

Date of Order: 02.04.2026
Sakshi